IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

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) Case No. 08 C 4506
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) Judge MANNING
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NOTICE OF FILING

To: Ingleside Excavating Inc. c/o John D. Fiordirosa, RA 26530 Oakwood Ingleside, IL 60041

PLEASE TAKE NOTICE that on this 21st day of August 2008 the undersigned filed with the Clerk of Court the attached *Plaintiffs' First Amended Complaint* a copy of which is herewith served upon you.

August 21, 2008

LABORERS' PENSION FUND ET AL.

By: /s/ Charles Ingrassia

Office of Fund Counsel 111 Jackson Blvd., Suite 1415 Chicago, Illinois 60604 (312) 692-1540

PROOF OF SERVICE BY MAIL

The undersigned certifies that on this 21st day of August, 2008 he served this notice to the above addressee(s) via U.S. Mail.

/s/ Charles Ingrassia